



ACCELERATION OF BROADBAND DEPLOYMENT: REMOVING BARRIERS TO WIRELESS INFRASTRUCTURE DEPLOYMENT AT THE LOCAL LEVEL

NATIONAL WIRELESS DEPLOYMENT RELIES ON BUILD OUT AT THE LOCAL LEVEL

Federal Communications Commission – November 16th, 2011

INTRODUCTION TO THE STATE WIRELESS ASSOCIATIONS AND THEIR REPRESENTATIVES

LOCAL BARRIERS TO DEPLOYMENT

- **GWA - GEORGIA WIRELESS ASSOCIATION**
 - Georgia's Advanced Broadband Collocation Act
 - Land use decisions based on public opinion, not the actual ordinance standards
 - Annual registration ordinances
- **CALWA – CALIFORNIA WIRELESS ASSOCIATION**
 - Over-regulation of wireless siting location and design, and aesthetic concerns
 - Required CEQA environmental review
 - Current significant gap, least intrusive alternative tests, and the substantial evidence tests
 - Cost of compliance
 - Reasonable zoning authority
 - Abusive and misleading application of judge-made telecom law in a zoning forum
 - Finding a mechanism for bringing facial challenges to ordinances before they are applied
- **NYSWA – NEW YORK WIRELESS ASSOCIATION**
 - Preferences and prohibitions
 - Specialized municipal wireless consultants
 - Litigation involving collocation on towers and shared use of rooftops despite apparent certainty under federal law
 - Wireless pole attachments/zoning in the right of way
 - Proof of technical need in zoning
 - Revisiting the *Shot Clock Ruling*
- **VWA - VIRGINIA WIRELESS ASSOCIATION**
 - Collocation
 - RF Emissions
 - DAS deployment barriers due to questions regarding applicability of the *Shot Clock Ruling*
 - Rights of way and pole attachments

LOCAL BARRIERS TO DEPLOYMENT THAT TRAVERSE STATES

- Collocation
- The *Shot Clock Ruling*
- Pole Attachments
- Abusive zoning authority and land use decisions based on public opinion, not the actual ordinance standards